



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Minutes JUDICIAL/LEGISLATIVE COMMITTEE

Philip M. Goldstein, Chairman
G A. (Andy) Morris, Vice Chair
Stuart Fleming

Wednesday, March 29, 2017

Council Chamber

Immediately following Parks, Recreation and Tourism Committee

Presiding: Philip M. Goldstein
Present: Andy Morris and Stuart Fleming

Also Present:

R. Steve Tumlin, Mayor
Grif Chalfant, Council - Ward 2
Johnny Walker, Council - Ward 3
Ruben Sands, Council - Ward 5
Michelle Cooper Kelly, Council - Ward 6
William F. Bruton, Jr., City Manager
Douglas R. Haynie, City Attorney
Stephanie Guy, City Clerk

CALL TO ORDER:

Chairman Philip M. Goldstein called the meeting to order at 5:35 p.m.

MINUTES:

20170214 Regular Meeting - February 22, 2017

Review and approval of the February 22, 2017 regular meeting minutes.

A motion was made by Council member Morris, seconded by Council member Fleming, that this matter be Approved. The motion carried by the following vote:

Vote: 3 – 0 – 0 Approved

BUSINESS:

20170295 Legislative Update

An update of the 2017 Georgia Legislative Session.

Reported

20170241 Cobb County Board of Elections and Registration

Consideration of a contract between the City of Marietta and the Cobb County Board of Elections and Registration in order to carry out the General Election to be conducted on November 7, 2017.

A motion was made by Council member Morris, seconded by Council member Fleming, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 3 – 0 – 0

Recommended for Approval – Consent Agenda

20170322 Board of Education 2017 General Election

Consideration of a contract with the Marietta Board of Education regarding the conduct of the November 7, 2017 General Election and related expenses.

A motion was made by Council member Morris, seconded by Council member Fleming, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 3 – 0 – 0

Recommended for Approval – Consent Agenda

20161170 Hospital Overlay

Update regarding possible hospital overlay district.

Council member Kelly disclosed that she serves on the WellStar Kennestone Regional Board.

Tabled

20170274 Rental Restriction in New Residential Subdivisions

Discussion of rental restrictions in new residential subdivisions.

Held in Committee

20170275 Board of Zoning Appeals - Sanitary, Water, and Storm Lines

Discussion of the Board of Zoning Appeals' review of variances for structures over sanitary, water, and storm lines.

Held in Committee

20170291 Zoning Stipulation Change - Roswell Street Baptist Church

Request by Roswell Street Baptist Church to amend zoning stipulations (Z2005-27).

Motion to revise the zoning stipulations for Roswell Street Baptist Church (Z2005-27 and Z2006-05) so as to be completely replaced by the letter of stipulations, dated March 16, 2017 from Perry Sapp, Pastor of Administration and Alex Owen, Trustee, for Roswell Street Baptist Church.

The applicant was asked to supply a site plan showing the as built structures on the property.

The motion was made by Council member Morris, seconded by Council member Fleming, that this matter be Recommended for Council Agenda Non Consent. The motion carried by the following vote:

Vote: 3 – 0 – 0 Recommended for Council Agenda Non Consent

20170292 Zoning Stipulation Change - Marietta Hotel Investments LLC (Holiday Inn)

Request by Marietta Hotel Investments LLC to amend zoning stipulations (Z2009-14) for the property located at 2168 Kingston Court, formerly a Holiday Inn hotel.

This matter was referred to the Agenda Work Session for further discussion.

A motion was made by Council member Morris, seconded by Council member Fleming, that this matter be Referred to the Agenda Work Session. The motion carried by the following vote:

Vote: 3 – 0 – 0 Referred to the Agenda Work Session

20170293 Revised Detailed Plan #2 - Sessions Street Townhomes (425 N. Sessions St)

Request to approve the revised detailed plan for 425 North Sessions Street to reduce the overall site area.

Motion to approve the attached detail and landscape plans dated 3/16/17 to reduce the Sessions Street Townhomes development area by 0.07 acres. The previously approved building elevations dated 1/31/17 and signed by the applicant will remain in effect.

The motion was made by Council member Morris, seconded by Council member Fleming, that this matter be Recommended for Council Agenda Non Consent. The motion carried by the following vote:

Vote: 3 – 0 – 0 Recommended for Council Agenda Non Consent

20170311**Detailed Plan - Cherokee Street Townhomes (Traton Homes)**

Request to approve the detailed plan for Cherokee Street Townhomes at 249 Cherokee Street.

Motion to approve the attached detailed plan for Cherokee Street Townhomes (249 Cherokee Street) dated March 29, 2017 and signed by the applicant.

Exterior elevations showing all four sides of the buildings will be submitted and approved by City Council prior to issuance of building permits.

The motion was made by Council member Morris, seconded by Council member Fleming, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 3 – 0 – 0**Recommended for Approval – Consent Agenda****20170163****Revised Detailed Plan - 720, 730, 780 Canton Rd; 899 Cobb Pkwy N**

Motion to approve the request by Traton Communities to revise the detailed plan, according to the attached plans signed and dated by the applicant, for the following changes:

1. Reduce the required driveway lengths from 20' to 18' for driveways not containing sidewalks. Driveways adjacent to sidewalks shall remain 20' deep.
2. Reduce the deceleration lane entering the development from 37.8' to 30' (excluding taper).
3. Eliminate the grass strip between the sidewalk and curb along Canton Road south of the neighborhood entrance only.
4. Reduce the building separation from 20' to 10' in four locations: between buildings 1-6 and 7-13; 7-13 and 14-20; 14-20 and 21-27; and 78-84 and 85-90.

Council member Goldstein disclosed that he and/or his family members have been represented by Kevin Moore and/or his firm.

Motion to approve the request by Traton Communities, with the following changes:

1. *Reduce driveway lengths from 20' to 18' from back of curb for units 1-54.*
2. *Reduce driveway lengths from 20' to 18' from back of sidewalk for units 55-69.*

Sidewalk width in front of these units will be reduced from 5' to 4' and the grass strip eliminated.

3. *Driveway lengths for units 70-90 will remain 20' from back of curb.*

Sidewalk for these units will be relocated to outside of Private Road B.

4. *Reduce the deceleration lane and eliminate the 2' grass strip between the sidewalk and back-of-curb for the section south of the entrance off of Canton Road.*

5. *Reduce the building separation from 20' to 10' in four locations: between buildings 1-6 and 7-13; 7-13 and 14-20; 14-20 and 21-27; and 78-84 and 85-90.*

The motion was made by Council member Morris, seconded by Council member Fleming, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 3 – 0 – 0

Recommended for Approval – Consent Agenda

ADJOURNMENT:

The meeting was adjourned at 7:20 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____